

AMENDED

Nº 38198

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAY 16 1979  
Returned to applicant for correction SEP 24 1979  
Corrected application filed NOV 21 1979  
Map filed NOV 23 1979

The applicant County of Elko  
County of Elko-Court House, of Elko  
Street and No. or P.O. Box No. City or Town  
Nevada 89801, hereby make application for permission to appropriate the public  
State and Zip Code No. waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Waste water from the Community of  
Name of stream, lake, spring, underground or other source  
Jackpot
2. The amount of water applied for is .367 second-feet  
One second-foot equals 448.83 gals. per min.  
(a) If stored in reservoir give number of acre-feet 88.8 ac.-ft.
3. The water to be used for Irrigation  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
  - (a) Irrigation, state number of acres to be irrigated: 38.52 acres
  - (b) Stockwater, state number and kinds of animals to be watered:
  - (c) Other use (describe fully under "No. 12. Remarks")
  - (d) Power:
    - (1) Horsepower developed
    - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point: Lot 2, Sec. 7, T47N, R65E,  
Describe as being within a 40-acre subdivision of public  
MDM, at a point from which the NW corner of said Section 7 bears N 80° 07' 26"  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
W 2568.78 feet.
6. Place of use Lot 3, Sec. 7, T47N, R65E  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
7. Use will begin about January 1 and end about December 31, of each year.  
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Excess overflow from sewage  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
lagoons, ditches and flood irrigation system.  
flumes, drilled well with pump and motor, etc.
9. Estimated cost of works \$30,000

10. Estimated time required to construct works 3 yrs.  
If well completed, describe works.
11. Estimated time required to complete the application of water to beneficial use 5 yrs.
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
- Excess overflow from sewage lagoons to be used for irrigation purposes.

By s/ Alan S. Boyack  
Alan S. Boyack  
515 South 5th  
Elko, Nevada 89801

Compared ha/bc br/bl

Protested \_\_\_\_\_

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This is a direct appropriation of sewage effluent under NRS 533.325 to 533.435 and not a primary permit under the provisions of NRS 533.440. This permit is only a temporary allowance and the final water right will be dependent upon the amount of effluent actually placed to beneficial use. A totalizing meter must be installed at the discharge pipeline near the point of diversion and accurate measurements must be kept of effluent discharged. Granting of this permit is not intended in any way to waive or affect authority or requirements of appropriate water quality agencies or regulations. This permit is further issued subject to the provisions of NRS 533.395 and the state retains the right to regulate the use of water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.367 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before December 20, 1983

Proof of completion of work shall be filed before January 20, 1984

Application of water to beneficial use shall be made on or before December 20, 1986

Proof of the application of water to beneficial use shall be filed on or before January 20, 1987

Map in support of proof of beneficial use shall be filed on or before January 20, 1987

Completion of work filed \_\_\_\_\_ IN TESTIMONY WHEREOF, I PETER G. MORROS,  
 State Engineer of Nevada, have hereunto set my hand and the seal of  
 Proof of beneficial use filed \_\_\_\_\_ my office, this 20th day of DECEMBER,

Cultural map filed \_\_\_\_\_

A.D. 19 82

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

Peter G. Morros  
 State Engineer

Michael J. Thompson P.E.  
 STATE ENGINEER  
 MAR 16 1990